



**MICHIGAN**  
**HOUSE OF REPRESENTATIVES**  
P.O. Box 30014  
LANSING, MICHIGAN 48909-7514

**MINUTES OF THE COMMITTEE**  
**ON**  
**JUDICIARY**

Tuesday, October 6, 2015                      12:00 p.m.                      Room 521 House Office Building

The House Standing Committee on Judiciary was called to order by Chairman Kesto.

Members present: Reps. Kesto, Lucido, Heise, Johnson, Howrylak, Cole, Runestad, Irwin, Robinson, Chang, Guerra.

Members absent/excused: None.

Representative Lucido moved to adopt the minutes of September 29, 2015. There being no objection, the motion prevailed by unanimous consent.

Chairman Kesto laid the following bill before the committee:

HB 4436    (Lucido)	Traffic control; driver license; grant of restricted driving privileges by a court reviewing the denial, suspension, or revocation of a driver license; allow.
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Representative Lucido testified in support of the bill.

Kevin and Brenda Kelly, representing themselves, joined Representative Lucido to testify in support of the bill.

Judge Carl Marlinga from the Macomb County Probate Court, retired Macomb County Circuit Court Judge Peter J. Maceroni, and Judge Joseph Toia from the Macomb County Circuit Court, joined Representative Lucido to testify in support of the bill. Questions and discussion followed.

Chairman Kesto laid the following bills before the committee:

HB 4742    (Kosowski)	Family law; other; uniform interstate family support act (UIFSA); repeal and recreate.
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HB 4743    (Kosowski)	Family law; child support; reference to the uniform interstate family support act (UIFSA); update.
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HB 4744    (Kesto)	Family law; parenting time; reference to the uniform interstate family support act (UIFSA); update.
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HB 4745    (Heise)	Family law; friend of the court; reference to the uniform interstate family support act (UIFSA); update.
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Representative Kosowski and Erin Frisch, with the Michigan Department of Health and Human

Services, came forward in support of the bill package.

Chairman Kesto offered the following amendment to HB 4742:

1. Amend page 53, following line 11, by inserting:

"Sec. 904. For purposes of this act, an order is manifestly incompatible with public policy if that order was issued in violation of the right of due process substantially similar to that guaranteed by the United States constitution and the state constitution of 1963.

Sec. 905. For purposes of this act, a law of another country is manifestly incompatible with public policy if it fails to grant the parties the right of due process substantially similar to that guaranteed by the United States constitution and the state constitution of 1963." and renumbering the remaining sections.

Representative Heise moved to adopt the amendment to the bill. The motion prevailed 11-0-0.

#### FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Heise, Johnson, Howrylak, Cole, Runestad, Irwin, Robinson, Chang, Guerra.

Nays: None.

Pass: None.

Representative Heise moved to report out HB 4742 with recommendation, as amended, as substitute (H-1). The motion prevailed, the vote being 11-0-0.

#### FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Heise, Johnson, Howrylak, Cole, Runestad, Irwin, Robinson, Chang, Guerra.

Nays: None.

Pass: None.

Representative Johnson moved to report out HB 4743 with recommendation. The motion prevailed, the vote being 11-0-0.

#### FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Heise, Johnson, Howrylak, Cole, Runestad, Irwin, Robinson, Chang, Guerra.

Nays: None.

Pass: None.

Representative Lucido moved to report out HB 4744 with recommendation. The motion prevailed, the vote being 11-0-0.

#### FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Heise, Johnson, Howrylak, Cole, Runestad, Irwin, Robinson, Chang, Guerra.

Nays: None.

Pass: None.

Representative Irwin moved to report out HB 4745 with recommendation. The motion prevailed, the vote being 11-0-0.

**FAVORABLE ROLL CALL**

Yeas: Reps. Kesto, Lucido, Heise, Johnson, Howrylak, Cole, Runestad, Irwin, Robinson, Chang, Guerra.

Nays: None.

Pass: None.

The following individuals submitted cards on the bills but did not wish to speak:

Sean Mann, representing the Michigan County Social Service Association, support.  
Erin Frisch, with the Michigan Department of Health and Human Services, support.  
Bill Kandler, representing the Michigan State Bar – Family Law Section, support.

Chairman Kesto returned to HB 4436.

The following individuals submitted cards on the bill but did not wish to speak:

Mike Provost, representing himself, support.  
Thaddeus Lake, representing himself, support.  
Mark D. Kabatoff, representing himself, support.  
Chris Brott, representing Interlock Mobile Installers, support.  
Brian Barrett, representing Interlock, support.

David Richmond, representing the Michigan Secretary of State, testified in opposition to the bill.

Chairman Kesto laid the committee at ease, the time being 12:53 p.m.

Vice-Chairman Lucido called the committee back to order, the time being 12:54 p.m.

David Richmond, representing the Michigan Secretary of State, continued his testimony in opposition to the bill. Questions and discussion followed.

There being no further business before the committee, Vice-Chairman Lucido adjourned the meeting, the time being 12:58 p.m.

**Representative Klint Kesto, Chair**\_\_\_\_\_

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